THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.6851 OF 2006

Dated: 27th SEPTEMBER, 2006

Between :

Pallapu Ramaswamy .. Petitioner

And

1. The Central Empower Committee,
Rep. by its Chairman, Ministry of Environment &
Forests, Government of India, New Delhi.,
And 2 others. .. Respondents

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ORDER :

This writ petition is filed seeking a declaration that the alleged inaction on the part of the respondents in considering the Application dated 30-11-2005 made by the petitioner for grant of licence for operating the existing saw-mill at Gurajala Village and Mandal, Guntur District as arbitrary and illegal.

Though the petitioner pleaded that he made an application on 30-11-2005, in the counter-affidavit filed on behalf of the respondents it is stated that the petitioner has not submitted any application for grant of fresh licence in his name, but he submitted an application on 30-11-2005 requesting for grant of renewal of licence held in the name of one G. Gurubramhachari. It is also alleged that the signatures of the original licence-holder were forged.

However, it is stated that in case the petitioner makes an application for grant of fresh licence in his own name, it would be referred to the 1st respondent - Central Empowered Committee.

Having regard to the stand taken by the respondents, without expressing any opinion as to the entitlement of the petitioner for licence as sought by him, the Writ Petition is disposed of granting liberty to the petitioner to make an application for grant of fresh licence in his name. If any such application is made, the same shall be referred to the Central Empowered Committee for grant of clearance

and necessary further steps shall be taken in accordance with law.

Writ Petition is accordingly disposed of. No costs.

G. ROHINI, J.

Dt. 27-9-2006
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